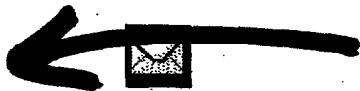


Barman, Mike

From: Dykman, Peter
Sent: Wednesday, November 15, 2000 10:40 AM
To: Barman, Mike
Subject: Please send hard copies of the drafts and dnotes and other documents shown in these two attachments to Sen.Chvala; Sen.Farrow; Sen.George; Sen.Moen; Sen.Panzer; Sen.Risser Schneider, Donald J.; Doyle, Donna



Here are preliminary
drafts of...



Here is the preliminary
draft ...

Please send hard copies of the drafts and dnotes and other documents shown in these two attachments to Sen.Chvala; Sen.Farrow; Sen.George; Sen.Moen; Sen.Panzer; Sen.Risser Schneider, Donald J.; Doyle, Donna

Thank you

Attorney Peter Dykman
Wisconsin Legislative Reference Bureau
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P.O. Box 2037
Madison, Wisconsin 53701-2037
Tel: (608) 266-7098
Fax: (608) 264-8522
Email: Peter.Dykman@legis.state.wi.us

Barman, Mike

From: Dykman, Peter
Sent: Wednesday, November 15, 2000 10:10 AM
To: Rep.Black; Rep.Foti; Rep.Freese; Rep.Jensen; Rep.Krug; Rep.Ladwig; Sen.Chvala; Sen.Farrow; Sen.George; Sen.Moen; Sen.Panzer; Sen.Risser
Cc: Schneider, Donald J.; Sanders, Charlie; Stigler, Ken; Doyle, Donna
Subject: Here are preliminary drafts of the joint rules, assembly rules, and senate rules updated.



Here are preliminary drafts of the joint rules, assembly rules, and senate rules updated. The updates include changes because of style changes (including employee, serial commas, and changes in names of committees), changes proposed last session by legislators, and changes I made to clarify provisions that legislators and aides called about and asked questions. I went over my correspondence to check if any rule needed to be amended. I don't necessarily think all of the substantive changes are desirable. Please review and make changes, subtractions, and additions.

Attorney Peter Dykman
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Barman, Mike

From: Barman, Mike
Sent: Wednesday, December 06, 2000 12:47 PM
To: Dykman, Peter
Subject: RE: Here are preliminary drafts of the joint rules, assembly rules, and senate rules updated.

Done

Mike Barman

Mike Barman - Senior Program Asst. (PH. 608-266-3561)
(E-Mail: mike.barman@legis.state.wi.us) (FAX: 608-264-6948)

State of Wisconsin
Legislative Reference Bureau - Legal Section - Front Office
100 N. Hamilton Street - 5th Floor
Madison, WI 53703

-----Original Message-----

From: Dykman, Peter
Sent: Wednesday, December 06, 2000 12:00 PM
To: Barman, Mike
Cc: Rep.Wood; Brumm, Dottie
Subject: FW: Here are preliminary drafts of the joint rules, assembly rules, and senate rules updated.

Please have someone send hard copies of these resolutions to Rep. Wayne Wood's office

-----Original Message-----

From: Dykman, Peter
Sent: Thursday, November 30, 2000 9:43 AM
To: Ouimet, Christine
Subject: FW: Here are preliminary drafts of the joint rules, assembly rules, and senate rules updated.

-----Original Message-----

From: Dykman, Peter
Sent: Wednesday, November 15, 2000 10:10 AM
To: Rep.Black; Rep.Foti; Rep.Freese; Rep.Jensen; Rep.Krug; Rep.Ladwig; Sen.Chvala; Sen.Farrow; Sen.George; Sen.Moen; Sen.Panzer; Sen.Risser
Cc: Schneider, Donald J.; Sanders, Charlie; Stigler, Ken; Doyle, Donna
Subject: Here are preliminary drafts of the joint rules, assembly rules, and senate rules updated.

<< File: 01-0059/P2 >> << File: 01-0060/P2 >> << File: 01-0061/P2 >>

Here are preliminary drafts of the joint rules, assembly rules, and senate rules updated. The updates include changes because of style changes (including employee, serial commas, and changes in names of committees), changes proposed last session by legislators, and changes I made to clarify provisions that legislators and aides called about and asked questions. I went over my correspondence to check if any rule needed to be amended. I don't necessarily think all of the substantive changes are desirable. Please review and make changes, subtractions, and additions.

Attorney Peter Dykman
Wisconsin Legislative Reference Bureau
100 N. Hamilton Street, Fifth Floor
P.O. Box 2037
Madison, Wisconsin 53701-2037

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2001 ASSEMBLY RESOLUTION

1 **Relating to:** the assembly rules.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

This draft includes changes because of style changes, changes proposed last session by legislators, and change made to clarify provisions that legislators and aides called about and asked questions. I reviewed my correspondence to check if any rule needed to be amended. Some of the rules have alternative versions. I don't necessarily think all of the included substantive changes are desirable, but setting them out in this draft should help you decide what changes need to be made for the 2001 session. Please review and suggest changes, subtractions, and additions.

This draft: 1) changes the spellings of employe to employee, to make the same change made in the statutes by 1999 Wisconsin Act 185, Section 193; inserts the serial comma after the next to last word in a series of three or more words to conform the rules to a change in statute drafting rules made last session; changes the reference to committees to reflect their new names; and modernizes other language; 2) changes wording so that the assembly rules speak as of the time they are applied, not as of the time they were drafted; 3) updates the assembly rules for changes made in the statutes, session schedule, or the joint rules; 4) clarifies that bills are introduced, but other legislation and motions are offered; and 5) makes clarifying changes, which are intended to conform the rules to practice or the constitution, or eliminate ambiguity, and which have explanatory notes after the affected rules.

All assembly rules are set forth in full, even though this draft does not amend all of the assembly rules.

Resolved by the assembly, That:

SECTION 1. Assembly rule chapter 1 (title) is amended to read:

CHAPTER 1:

ELECTION AND DUTIES OF OFFICERS

SECTION 2. Assembly rule 1 is amended to read:

ASSEMBLY RULE 1. **Assembly officers.** As early as possible in each legislative biennium, the assembly shall elect from among its members, by roll call vote of a majority of those present, a speaker of the assembly, and a speaker pro tempore, and from outside its membership a chief clerk and a sergeant at arms. ~~Such~~ Those officers shall serve for the legislative biennium unless separated by death, resignation, or removal by a majority of the current membership of the assembly. A midterm vacancy in any ~~such office~~ of those offices shall be filled by an election scheduled by the speaker as a special order of business.

SECTION 3. Assembly rule 2 is amended to read:

ASSEMBLY RULE 2. **Party officers; election, duties.** (1) The majority and minority parties in the assembly shall elect the officers shown in sub. (2), and may select any other officers desired. Party officers shall hold office for the legislative biennium unless separated by death, resignation, or removal from office by a majority of the current membership of the appropriate party caucus. They shall perform the duties assigned to them by their respective caucuses, by legislative rule, and by law.

(2) Each party caucus shall elect a floor leader, an assistant floor leader, and a caucus chairperson to be known, respectively, as the majority leader, the assistant

1 majority leader, the majority caucus chairperson, the minority leader, the assistant
2 minority leader, and the minority caucus chairperson. In the temporary absence of
3 the majority leader or minority leader, the respective assistant leader shall carry out
4 the duties assigned to that leader until the return of the leader. If the majority leader
5 or minority leader is separated by death, resignation, or removal from office, the
6 respective assistant leader shall carry out the duties assigned to that leader until a
7 leader is elected.

****NOTE: Clarifies that this rule applies to both permanent and temporary
absences and states the rule for each of them.

8 (3) On the day a new legislature is convened under section 13.02 (1) of the
9 statutes, the chairperson of each party caucus shall notify the chief clerk of the offices
10 established by his or her party caucus and the incumbents therein, and thereafter
11 shall notify the chief clerk of any change in ~~such~~ the offices or incumbents. Each
12 notification shall be entered in the journal.

13 (4) The division of seats in the chamber among majority and minority party
14 members shall be determined by the speaker in consultation with the 2 caucuses.
15 Disputed seating assignments shall be decided by the floor leader of the appropriate
16 caucus.

17 **SECTION 4.** Assembly rule 3 is amended to read:

18 **ASSEMBLY RULE 3. Duties of the speaker; speaker pro tempore.** (1) The
19 speaker shall:

20 (a) Open each daily session, at the time set for convening, by taking the chair
21 to preside over the assembly and calling the members to order.

22 (b) Announce the business before the assembly in the order in which it is to be
23 acted upon.

1 (c) Put to a vote all motions and questions which that properly arise in the
2 course of proceedings and announce the results.

3 (d) Order a roll call vote when such a vote is required by the constitution, by
4 law, or by legislative rule.

5 (e) Restrain the members within the rules while they are engaged in debate.

6 (f) Maintain order, decorum, and quiet among members and visitors in and
7 about the chamber during sessions and have offending persons removed and the
8 galleries cleared when necessary to do so.

9 (g) Rule on any point of order and inform the members on parliamentary
10 procedure.

11 (h) Receive communications from other branches of government and, when
12 required, direct that they be read to the assembly or entered in the journal.

13 (i) Authenticate by personal signature, when required, acts, orders, and
14 proceedings of the assembly.

15 (j) Appoint members to all legislative committees or other bodies as required
16 by law, legislative rule, or other directive.

17 (k) In general, represent and stand for the assembly, declaring its will and
18 obeying its commands concerning the discharge of the speaker's assigned duties.

19 (L) Supervise all other officers of the assembly, each being subordinate to the
20 speaker in the discharge of his or her assigned duties.

21 (m) Certify under section 13.08 of the statutes, with the countersignature of the
22 chief clerk, the names of all qualified members of the assembly and the number of
23 miles of travel for which each member is entitled to compensation.

1 (n) Authorize expenditures to procure appropriate floral pieces or similar
2 memorials for deceased or ill members of the legislature, state officers, or other
3 persons who have been identified with the legislative process.

4 (o) Issue subpoenas, with the countersignature of the chief clerk, for the
5 attendance of witnesses before any assembly committee, and issue summary process
6 for the arrest of any witness disobeying the mandate of ~~any such~~ the subpoena.

7 (p) Administer, when required, the oaths of office to members and officers of the
8 assembly.

9 (q) Determine office assignments for members.

10 (r) Refer every notice and report concerning a proposed administrative rule
11 received by him or her under section 227.19 of the statutes to the appropriate
12 standing committee of the assembly within 7 working days following receipt, and
13 ~~provide notice to~~ notify that committee whenever the speaker is informed that a
14 proposed rule or portion thereof is being withdrawn. The speaker shall refer any
15 report received from a standing committee ~~which~~ that objects to a proposed rule or
16 portion thereof to the joint committee for review of administrative rules.

17 (s) Perform any other duties assigned to the office of speaker by law, legislative
18 rule, directive of the assembly, or custom.

19 (2) In the temporary absence of the speaker, the speaker pro tempore may
20 exercise all the powers and shall carry out all the duties of the speaker until the
21 return of the speaker. If the speaker is separated by death, resignation, or removal
22 from office, the speaker pro tempore may exercise all the powers and shall carry out
23 all the duties of speaker until a speaker is elected.

****NOTE: Clarifies that this rule applies to both permanent and temporary
absences and states the rule for each of them.

1 **SECTION 5.** Assembly rule 4 is amended to read:

2 **ASSEMBLY RULE 4. Other presiding officers.** (1) In the temporary absence
3 of both the speaker and the speaker pro tempore, the majority leader or his or her
4 designee shall preside.

 ****NOTE: Clarifies that this rule applies to only temporary absences.

5 (2) In the temporary absence of all of these officers, one of the members shall
6 be elected to preside temporarily until the return of the speaker, the speaker pro
7 tempore, or the majority leader.

 ****NOTE: Clarifies that this rule applies to only temporary absences.

8 (3) The presiding officer may place any member in the chair, but ~~such~~ the
9 substitution ~~shall~~ does not extend beyond an adjournment.

10 **SECTION 6.** Assembly rule 5 is amended to read:

11 **ASSEMBLY RULE 5. Chief clerk's duties.** (1) The assembly chief clerk shall:

12 (a) Open the biennial session of the assembly following the one to which the
13 chief clerk was elected. (If the chief clerk is unavailable, the chief of the legislative
14 reference bureau shall preside for the opening of ~~that~~ the session.)

15 (b) Supervise the preparation and keeping of the daily journal, daily calendars,
16 bulletins of proceedings, and weekly schedule of committee activities.

17 (c) Supervise the official recording of all assembly actions and the making of
18 all required entries in the history file for proposals.

19 (d) During or after each daily session, notify the legislative reference bureau
20 of any proposal introduced or offered on that day, or of any substitute amendment
21 or amendment ~~deposited~~ offered on that day.

 ****NOTE: Proposals include resolution and joint resolutions that are offered, not
introduced.

1 (e) Supervise the engrossing and enrolling of any proposal as directed by the
2 speaker or the committee on assembly organization.

3 (f) Any assembly proposal ordered engrossed and read a 3rd time shall be
4 reviewed by the chief clerk with regard to incorporating ~~whatever~~ amendments that
5 have been adopted. When a proposal has been correctly engrossed, it shall be
6 submitted to the assembly for a 3rd reading. If the proposal is to be reproduced in
7 engrossed form, the work shall be performed by the legislative reference bureau
8 under joint rule 63.

9 (g) After a bill, or a joint resolution requiring enrolling, has passed, or is
10 adopted by, the assembly and been concurred in by the senate, or after an assembly
11 joint resolution requiring enrolling has been adopted, the chief clerk shall promptly
12 deliver the proposal to the legislative reference bureau, which shall promptly enroll
13 it, prepare the requisite number of copies, and return the proposal and enrolled
14 copies to the clerk. When the enrolling of a proposal has been completed, the chief
15 clerk shall notify the assembly by entering a report of the enrollment in the journal.

****NOTE: Proposals include resolution and joint resolutions that are offered, not introduced.

16 (h) Maintain custody of official assembly records and documents and report any
17 missing record or document to the speaker.

18 (i) Arrange for the opening prayer at any daily session.

19 (j) Countersign with the speaker documents ~~which~~ that, by law or rule, require
20 the personal signature of the chief clerk.

21 (k) Make all required reports regarding appointments of members of the
22 assembly.

1 (L) Certify the proper compensation and allowance due to each member and the
2 chief clerk.

3 (m) Certify the names of all persons employed and the capacity in which
4 employed and, with the approval of the speaker, the proper compensation due each
5 such ~~employe~~ employee.

6 (n) Deposit with the secretary of state's office any assembly ~~resolution or joint~~
7 ~~resolution which~~ that has been ~~adopted and~~ enrolled.

****NOTE: Only joint resolutions are enrolled. One house resolutions are engrossed.

8 (o) Present to the governor for action all assembly bills ~~which~~ that have passed
9 both houses of the legislature, been enrolled, and signed by the proper officers.

10 (p) Deposit with the secretary of state's office, at the close of each biennial
11 session and at the close of each special session, the full record of assembly action on
12 all proposals together with other important documents ~~and papers~~ in the possession
13 of the assembly.

14 (q) Certify to the secretary of state any assembly bill or portion thereof which
15 has passed the legislature notwithstanding the objections of the governor.

16 (r) Supervise the preparation of the journal of the assembly and deposit it as
17 required by legislative rule or by law.

18 (s) Supervise the keeping of records concerning retirement contributions, social
19 security, insurance, allowances, and related matters and certify the same to the
20 appropriate department.

21 (t) Implement and maintain a sound personnel management program for the
22 assembly.

23 (u) File one copy of each report of a standing committee concerning a proposed
24 administrative rule under rule 20 with the head of the agency proposing the rule, the

1 chief clerk of the senate, and the cochairpersons of the joint committee for review of
2 administrative rules.

3 (v) Perform, under the supervision of the speaker, all additional duties or
4 services assigned to the office of chief clerk by law, legislative rule, directive of the
5 assembly, or custom.

6 (2) The chief clerk may delegate specific portions of the work assigned to the
7 clerk's office to appropriate assistants, but shall supervise and remain responsible
8 for its execution.

9 (3) The chief clerk shall designate an ~~employee~~ employee assigned to the clerk's
10 office as assistant chief clerk to direct the duties of that office in the ~~clerk's temporary~~
11 absence of the chief clerk until the return of the chief clerk. If the chief clerk is
12 separated by death, resignation, or removal from office, the assistant chief clerk may
13 exercise all the powers and shall carry out all the duties of chief clerk until a chief
14 clerk is elected.

****NOTE: Clarifies that this rule applies to both permanent and temporary
absences and states the rule for each of them.

15 **SECTION 7.** Assembly rule 6 is amended to read:

16 **ASSEMBLY RULE 6. Sergeant at arms' duties.** (1) The assembly sergeant at
17 arms shall:

18 (a) Execute any directive of the assembly or its presiding officer and perform
19 all duties assigned to the sergeant at arms in connection with the maintenance of
20 order in the assembly.

21 (b) Supervise the coming and going of all persons to and from the assembly
22 chamber.

23 (c) Supervise the provision of all legislative documents to the members.

1 (d) Ensure that the chamber is properly ventilated and is open for the use of
2 the members from one hour preceding any session until one hour after adjournment
3 or as otherwise directed by the speaker.

4 (e) Supervise the ~~employees~~ employees assigned to the office of the sergeant at
5 arms.

6 (f) Certify the names and titles of all persons employed through the office of the
7 sergeant at arms and, with the approval of the speaker, the proper compensation due
8 the sergeant at arms and each such ~~employee~~ employee.

9 (g) Maintain order and quiet in and about the chamber, remove disorderly
10 persons or clear the galleries or other areas of the chamber when directed to do so
11 by the presiding officer, and carry out any other instructions of the presiding officer
12 in relation to any disturbance ~~which~~ that may occur in or near the chamber.

13 (h) Carry out the instructions of the presiding officer in compelling the
14 attendance of absent members.

15 (i) Assist the chief clerk in implementing and maintaining a sound personnel
16 management program for the assembly.

17 (j) Perform, under the supervision of the speaker, all additional duties and
18 services assigned to the office of sergeant at arms by law, legislative rule, directive
19 of the assembly, or custom.

20 (k) Ensure that the U.S. flag is displayed in the room in which an assembly
21 committee is meeting.

22 (2) The sergeant at arms shall designate one of his or her ~~employees~~ employees
23 as assistant sergeant at arms to direct the duties of that office in ~~his or her~~ the
24 temporary absence of the sergeant at arms until the return of the sergeant at arms.
25 If the sergeant at arms is separated by death, resignation, or removal from office, the

1 assistant sergeant at arms may exercise all the powers and shall carry out all the
2 duties of sergeant at arms until a sergeant at arms is elected.

****NOTE: Clarifies that this rule applies to both permanent and temporary absences and states the rule for each of them.

3 **SECTION 8.** Assembly rule 7 is amended to read:

4 **ASSEMBLY RULE 7. ~~Employee~~ Employees; appointment and supervision.**

5 (1) The appointment and removal of ~~employees~~ employees of the speaker, speaker pro
6 tempore, majority and minority leaders, assistant majority and minority leaders,
7 chairpersons, other members, chief clerk, and sergeant at arms shall be made by
8 ~~each such employee's~~ the employee's appointing authority.

9 (2) Unless otherwise specifically provided, all assembly ~~employees~~ employees
10 shall be paid in accordance with the compensation and classification plan adopted
11 by the joint committee on legislative organization or the committee on assembly
12 organization.

13 (3) ~~No employee~~ An employee may not be paid for any period of absence unless
14 absent with leave granted by the ~~employee's~~ employee's appointing authority. Every
15 ~~employee~~ employee shall perform the duties assigned by the ~~employee's~~ employee's
16 appointing authority and shall be available at such hours as the ~~employee's~~
17 employee's appointing authority ~~shall direct~~ directs.

****NOTE: The current rules often speak from the drafter's viewpoint, namely as of the time the rule was drafted. This draft changes future tenses and past tenses to present tenses in those cases that the rule should speak as of the time the assembly applies the rule. By using the present tense, it also clarifies that it applies to the current cases, not just future cases.

18 (4) The committee on assembly organization shall determine the number of
19 assembly ~~employees~~ employees and the type of duties and responsibilities assigned
20 to each ~~employee~~ employee.

21 **SECTION 9.** Assembly rule chapter 2 (title) is amended to read:

CHAPTER 2:

COMMITTEES OF THE ASSEMBLY

SECTION 10. Assembly rule 8 is amended to read:

ASSEMBLY RULE 8. **Committee of the whole.** By motion, the assembly may at any time resolve itself into a committee of the whole for the consideration of any matter. The assembly rules and Jefferson's manual ~~shall govern~~ governs the committee's proceedings except as follows:

(1) A roll call vote is not in order except on the question of the committee arising.

(2) A motion to end debate is not in order.

(3) A member may speak more than twice on the same question and may, with recognition from the chairperson, direct questions to other members or witnesses.

(4) The presiding officer retains the chair or appoints someone else to preside until the committee elects its chairperson.

(5) Persons other than members may be invited to speak or report.

(6) At the conclusion of its proceedings, the committee shall rise and report its ~~actions~~ recommendations to the assembly.

(7) The committee ~~shall~~ may not recess or postpone to a future time a subject before it for consideration.

SECTION 11. Assembly rule 9 is amended to read:

ASSEMBLY RULE 9. **Standing committees.** (1) As early as possible in each legislative biennium, the following standing committees of the assembly shall be appointed by the speaker:

(b) Agriculture, committee on.

(bm) Campaigns and elections, committee on.

(bp) Census and redistricting, committee on.

- 1 (c) Children and families, committee on.
- 2 (d) Colleges and universities, committee on.
- 3 (dm) Conservation and land use, committee on.
- 4 (e) Consumer affairs, committee on.
- 5 (em) Corrections and the courts, committee on.
- 6 (f) Criminal justice, committee on.
- 7 (g) Education, committee on.
- 8 (h) Education reform, committee on.
- 9 (i) Environment, committee on.
- 10 (im) Family law, committee on.
- 11 (j) Financial institutions, committee on.
- 12 (k) Government operations, committee on.
- 13 (L) Health, committee on.
- 14 (m) Highway safety, committee on.
- 15 (n) Housing, committee on.
- 16 (o) Insurance, committee on.
- 17 (p) Judiciary and personal privacy, committee on.
- 18 (q) Labor and employment, committee on.
- 19 (s) Natural resources, committee on.
- 20 (se) Public health, committee on.
- 21 (sm) Review of the farmland preservation program, committee on.
- 22 (t) Rural affairs and forestry, committee on.
- 23 (u) Small business and economic development, committee on.
- 24 (v) State affairs, committee on.
- 25 (vm) Transportation, committee on.

(w) Tourism and recreation, committee on.

(x) Urban and local affairs, committee on.

(y) Utilities, committee on.

(z) Veterans and military affairs, committee on.

(zd) Ways and means, committee on.

(2) Unless otherwise designated:

(a) The total number of members on each committee, (unless specified by statute, joint rule, or assembly rule,) and the allocation of ~~such~~ the number between members of the majority and minority party shall be determined by the speaker, but the allocation shall be at least in proportion to the representation of the 2 major political parties in the membership of the assembly unless, for the assembly membership of a joint committee, such proportional representation places the assembly majority party in a minority position on the joint committee.

****NOTE: From Senate Rule 20 (2) (c) The majority and minority parties of the senate shall be represented on all senate standing committees and on all joint standing committees on the basis prescribed by the chairperson of the committee on senate organization, but at least in proportion to the representation of the 2 major political parties in the membership of the senate unless, for the senate membership of a joint committee, such proportional representation places the senate majority party in a minority position on the joint committee.

(b) The speaker shall make all committee appointments of members of the majority party.

(bm) The first-named person of each standing committee ~~shall be~~ is the chairperson and the second-named person ~~shall be~~ is the vice chairperson.

(c) The speaker shall make all committee appointments of members of the minority party as nominated by the minority leader, except that the speaker may appoint any member of the minority party as chairperson of a committee.

1 (cm) Unless the member is the chairperson, the first-nominated minority
2 member of each standing committee who is first nominated by the minority leader
3 ~~shall be~~ is the ranking minority member of that committee unless the speaker and
4 minority leader agree that the first-nominated member ~~shall serve as~~ is the vice
5 chairperson of the committee.

6 (3) There shall also be a committee on assembly organization consisting of the
7 speaker, majority leader, assistant majority leader, speaker pro tempore, majority
8 caucus chairperson, minority leader, assistant minority leader, and minority caucus
9 chairperson.

10 (4) There shall also be an assembly committee on finance consisting of the
11 assembly members of the joint committee on finance. The chairperson of the
12 assembly committee ~~shall be~~ is a cochairperson of the joint committee.

13 (5) There shall also be an assembly committee on audit consisting of the
14 assembly members of the joint legislative audit committee. The chairperson of the
15 assembly committee ~~shall be~~ is a cochairperson of the joint committee. Proposals
16 may be referred to, and reported by, the joint committee in the same manner as other
17 standing committees.

18 (6) There shall also be an assembly committee for review of administrative
19 rules consisting of the assembly members of the joint committee for review of
20 administrative rules. The chairperson of the assembly committee ~~shall be~~ is a
21 cochairperson of the joint committee. Proposals may be referred to, and reported by,
22 the joint committee in the same manner as other standing committees.

23 (7) There shall also be an assembly committee on employment relations
24 consisting of the assembly members of the joint committee on employment relations.
25 The chairperson of the assembly committee ~~shall be~~ is a cochairperson of the joint

committee. Proposals may be referred to, and reported by, the joint committee in the same manner as other standing committees.

(7m) There shall also be an assembly committee on information policy and technology consisting of the assembly members of the joint committee on information policy and technology. The chairperson of the assembly committee ~~shall be~~ is a cochairperson of the joint committee. Proposals may be referred to, and reported by, the joint committee in the same manner as other standing committees.

(8) In addition to the committees of which the speaker is a regular member, the speaker ~~shall be~~ is a nonvoting member of any other standing committee, but ~~shall~~ is not be counted in determining a quorum thereof.

(9) The schedule of committee room assignments and meeting days shall follow the schedule of the previous session unless changed by order of the speaker.

SECTION 12. Assembly rule 10 is amended to read:

ASSEMBLY RULE 10. Special committees. (1) A special committee may be created only as provided in this ~~section~~ rule.

(1m) ~~Special committees~~ A special committee may be created by the speaker by written order and may be created by resolution. Any such committee ~~shall cease~~ ceases to exist:

(a) When its final report has been made to the assembly;

(b) When the objective for which the committee was established has been accomplished; or

(c) When the termination date established by the action creating the committee ~~has arrived~~ arrives.

(2) The speaker may create a temporary special committee by written order.

1 (3) A special committee or temporary special committee may not be created by
2 written order unless ~~no~~ additional legislative ~~employee~~ employee will ~~not~~ be hired to
3 staff the special committee.

4 **SECTION 13.** Assembly rule 11 is amended to read:

5 **ASSEMBLY RULE 11. Committee procedures.** Insofar as applicable, the rules
6 of the assembly apply to the procedures of standing committees and special
7 committees.

8 (1) A majority of ~~any~~ a committee constitutes a quorum for the transaction of
9 business.

10 (2) Committee chairpersons may appoint subcommittees to consider specified
11 subjects and report to the parent committee. Committee chairpersons may appoint
12 subcommittee chairpersons, who may be members of any political party.

13 (3) A committee shall meet upon the call of its chairperson within the times and
14 places assigned by the speaker. If anticipated public attendance so warrants,
15 arrangements may be made through the sergeant at arms to hold a committee
16 meeting in quarters larger than the regularly assigned committee room.

17 (3m) A member who is connected to a committee meeting by means of a 2-way,
18 audiovisual transmission ~~shall be~~ is considered present for all purposes and to the
19 same extent as a member who is attending the meeting in person.

20 (4) All committee votes shall be taken in the presence of the committee. A
21 member ~~shall~~ may not be recorded as voting unless the member ~~was~~ is present at the
22 committee session when the vote ~~was~~ is taken. This subsection does not apply to the
23 committee on assembly organization.

****NOTE: The committee on assembly organization often uses paper ballots.

1 (5) (a) ~~Any~~ A vote may be held open until the adjournment of the committee
2 session to permit an absent member to vote. Any such vote ~~shall~~ may only be
3 recorded if the member votes in the presence of the committee in session.

4 (b) If an absent member makes a timely request, a committee report may
5 indicate how the member would have voted had he or she been present.

6 (6) Members of a committee shall vote in the order in which named to the
7 committee.

8 (7) In the temporary absence of the chairperson and the vice chairperson,
9 committee members ~~shall~~ succeed to the chair in the order in which named to the
10 committee.

11 (8) Before a proposal is reported to the assembly, a committee may reconsider
12 any action taken on the proposal.

13 (9) The chairperson shall determine when proposals or other business ~~will be~~
14 are scheduled for public hearing or executive action, and, subject to rule 17m, when
15 committee actions ~~shall be~~ are reported to the assembly.

16 (10) The chairperson ~~is responsible for notifying~~ shall notify committee
17 members of all committee meetings.

18 (11) (a) ~~No~~ A committee may not meet outside the city of Madison without prior
19 authorization under section 13.123 (3) (a) of the statutes.

20 (b) Beginning on July 1 of each even-numbered year and ending on the date
21 of the general election of that year, a committee may not meet in this state outside
22 the city of Madison without the prior joint authorization by the speaker and the
23 minority leader.

24 (c) Beginning on the day on which a special election to the legislature is called,
25 and ending on the day on which the special election is held, ~~no~~ a committee may not

1 meet within the legislative district in which the special election is called, except in
2 the city of Madison, without the prior joint authorization by the speaker and the
3 minority leader.

4 **SECTION 14.** Assembly rule 12 is amended to read:

5 **ASSEMBLY RULE 12. Committees not to meet during daily session.** Except
6 for conference committees, ~~no~~ a committee may not meet while the assembly is in
7 session.

8 **SECTION 15.** Assembly rule 13 is amended to read:

9 **ASSEMBLY RULE 13. Business referred to committee.** (1) Any business to
10 be decided by the assembly may be referred to a committee:

11 (a) Upon introduction or offering [see rule 42].

12 (am) By the speaker, after a committee reports it, as provided in rule 45.

13 (b) While under debate by the assembly [see rule 65 (2) (d) and (e)].

14 (c) By a motion, offered under the 13th order of business, while ~~such~~ the
15 business is pending on any reproduced calendar awaiting assembly action. ~~Any such~~
16 The motion requires a majority vote of a majority of the members present and voting
17 for adoption.

***NOTE: Clarifies what type of majority is needed.

18 (2) (a) Each notice and report by an administrative agency concerning an
19 administrative rule for review by a standing committee shall be referred by the
20 speaker to the appropriate standing committee within 7 working days following
21 receipt. The speaker shall ~~provide notice to~~ notify that committee whenever he or
22 she is informed that a proposed rule or portion thereof is withdrawn by the
23 administrative agency.

(b) Within 3 working days after initial referral by the speaker under rule 3 (1) (r), the speaker, with consent of the chairperson, may withdraw a proposed rule from the standing committee to which it is referred and rerefer it to another standing committee. ~~Such action~~ The rereferral does not extend the standing committee review period.

SECTION 16. Assembly rule 14 is amended to read:

ASSEMBLY RULE 14. Public hearings. (1) Any proposal referred to a committee, and any other business relevant to its title, may at the discretion of the chairperson be scheduled for public hearing.

(2) On or before Monday noon of each week or on or before Friday noon of the first week of the biennial session, the chairperson of each standing committee shall post on the assembly bulletin board and file with the chief clerk a list of the public hearings ~~which~~ that will be held before ~~such~~ the committee during the following week. The announcement of any hearing shall give the day, hour, place, and nature of the business, or number, author, and relating clause of any proposal, to be considered. These lists shall be reproduced in the weekly schedule of committee activities.

(3) ~~No A hearing shall~~ may not be held until 7 working days after copies of any of the legislation scheduled for hearing are available to the public.

****NOTE: Provides that copies of legislation must be available 7 working days before a hearing on the legislation.

SECTION 17. Assembly rule 15 is amended to read:

ASSEMBLY RULE 15. Withdrawing a proposal from committee. (1) ~~No A~~ proposal may not be withdrawn from any committee until 21 calendar days have

1 expired since the proposal was referred to the committee. After the 21-day period,
2 ~~proposals~~ a proposal may be withdrawn either by motion or by petition, but:

3 (a) No bill may not be withdrawn from a joint survey committee.

4 (b) No bill requiring, but not having, an emergency statement for passage may
5 not be withdrawn from the joint committee on finance or from the committee on rules.

6 (2) The motion to withdraw a proposal from committee ~~shall be~~ is in order only
7 on the first day in any week on which the call of the roll is taken under the first order
8 of business. ~~Such~~ The motions shall be decided by ~~majority~~ vote of a majority of the
9 members present and voting.

***NOTE: Clarifies what type of majority is needed.

10 (3) Once a motion to withdraw a proposal from a committee which requires a
11 ~~majority~~ vote of a majority of the members present and voting fails, all subsequent
12 motions to withdraw that proposal from the same committee ~~shall~~ require a vote of
13 two-thirds majority of the members present and voting for adoption and ~~shall~~ be
14 decided without debate.

***NOTE: Clarifies what type of majority is needed.

15 (4) A petition to withdraw a proposal from committee requires the personal
16 signatures of a majority of the assembly's current membership.

17 (a) All such petitions shall be prepared upon request by the chief clerk's office.
18 The chief clerk shall submit a copy to the chairperson of the committee and another
19 to the speaker.

20 (b) Each withdrawal petition signature shall be dated by the signer.
21 Withdrawal petitions may not be circulated ~~prior to~~ before the expiration of the
22 21-day period.

1 (c) Any withdrawal petition shall be filed with the chief clerk, who shall
2 immediately examine it for compliance with this rule. All questions concerning the
3 adequacy of a withdrawal petition shall be decided by the speaker.

4 (d) The receipt of each proper withdrawal petition shall be announced by the
5 chief clerk under the 4th order of business on the legislative day following its receipt.
6 The text of the petition, including the names of the signers, shall be reproduced in
7 the journal.

8 (5) Immediately upon adoption of ~~any a~~ withdrawal motion or the chief clerk's
9 announcement of receipt of a proper withdrawal petition, the affected proposal ~~shall~~
10 be is taken from committee and placed in the committee on rules for calendar
11 scheduling, but, if the withdrawal ~~was is~~ from that committee, the affected proposal
12 ~~shall be is~~ placed directly on the calendar for the 2nd legislative day thereafter.

13 (6) Whenever a bill is introduced in the assembly or senate under section 227.19
14 (5) (e) or 227.26 (2) (f) of the statutes, the bill ~~shall be is~~ considered reported without
15 recommendation and ~~shall be is~~ placed before the committee on rules if ~~no a~~ report
16 is not received from the standing committee within 30 days ~~of~~ after the date of
17 referral. This subsection does not apply if the bill is introduced within 30 days ~~of~~
18 after the time at which ~~no~~ further proposals may not be introduced or offered in the
19 regular session under joint rule 83 (2).

20 **SECTION 18.** Assembly rule 17 is amended to read:

21 **ASSEMBLY RULE 17. Claims against the state when presented to a member**
22 **of the assembly.** (1) All claims against the state presented to a member of the
23 assembly shall be submitted in affidavit form in duplicate to the chief clerk for
24 disposition in accordance with section 16.007 of the statutes.

(2) ~~No A claim shall~~ may not be considered by the assembly until it has been reported on by the claims board and then only in ~~bill~~ the form of a bill.

(3) If the claims board recommends rejection of a claim, a member may resubmit ~~such~~ the claim in the form of a bill.

SECTION 19. Assembly rule 17m is amended to read:

ASSEMBLY RULE 17m. Committee reports; time limits. A committee chairperson shall report a proposal to the assembly within 7 working days after the committee takes executive action on the proposal if the committee recommends that the proposal be adopted, passed, or concurred in.

SECTION 20. Assembly rule 18 is amended to read:

ASSEMBLY RULE 18. Committee report with recommendations. When the committee to which a proposal was is referred makes recommendations, the chairperson shall report in concise form the executive action of the committee. The report shall be signed by the chairperson.

(1) The committee report shall indicate the actual numerical vote on the motion on which the recommendation is based; and the form of ~~such~~ the report ~~shall be~~ is as illustrated in the following example:

The committee on reports and recommends:

Assembly Resolution 10

A resolution relating to, etc.

Adoption: Ayes, 7; Noes, 1; Absent, 1.

Assembly Joint Resolution 50

A joint resolution relating to, etc.

Rejection: Ayes, 10; Noes, 1.

Assembly Bill 25

1 AN ACT (relating clause)

2 Passage: Ayes, 7; Noes, 3; Absent, 1.

3 Assembly Bill 30

4 AN ACT (relating clause)

5 Assembly amendment 1, adoption: Ayes, 11; Noes, 0.

6 Passage as amended: Ayes, 8; Noes, 3.

7 Assembly Bill 40

8 AN ACT (relating clause)

9 Assembly substitute amendment 1, adoption: Ayes, 6; Noes, 5.

10 Passage as amended: Ayes, 6; Noes, 5.

11 Assembly Bill 50

12 AN ACT (relating clause)

13 Indefinite postponement: Ayes, 8; Noes, 1.

14 Senate Bill 10

15 AN ACT (relating clause)

16 Concurrence: Ayes, 9; Noes, 0.

17 Senate Bill 20

18 AN ACT (relating clause)

19 Assembly substitute amendment 1, adoption: Ayes, 9; Noes, 1;

20 Absent, 1.

21 Concurrence as amended: Ayes, 9; Noes, 2.

22 Senate Bill 30

23 AN ACT (relating clause)

24 Nonconcurrence: Ayes, 9; Noes, 0.

.....

Chairperson

(2) A committee may accept or offer a simple amendment or a substitute amendment and recommend its adoption.

(3) Any amendment referred to a standing committee shall be reported out of committee only if adoption is recommended. An amendment not reported may, upon motion and a majority vote of those present, be revived by the assembly while the proposal is in an amendable stage.

(4) The report of the committee shall be reproduced in the journal.

(5) Whenever a committee introduces or offers a proposal ~~for introduction~~, it shall include in the bill jacket a report in the following form, and shall deposit the jacket with the chief clerk:

****NOTE: Proposals include resolutions and joint resolution, as well as bills, and are offered, not introduced.

Assembly Bill..... (LRB-..... /)

AN ACT (relating clause)

Introduction: Ayes,.... ; Noes,.... .

SECTION 21. Assembly rule 19 is amended to read:

ASSEMBLY RULE 19. Committee report without recommendation. (1) A committee may report a proposal without recommendation only:

(a) If a vote for passage, adoption, or concurrence is a tie; or

(b) If successive motions for indefinite postponement, rejection, or nonconcurrence, and passage, adoption, or concurrence fail.

(2) When ~~no~~ a recommendation is not made, the committee shall report as illustrated in the following example:

1 The committee on reports:

2 Assembly Resolution 40

3 A resolution relating, etc.

4 Without recommendation [rule 19].

5 Assembly Bill 90

6 AN ACT (relating clause)

7 Without recommendation [rule 19].

8 Senate Bill 50

9 AN ACT (relating clause)

10 Substitute amendment 1, adoption: Ayes, 11; Noes, 0.

11 Without recommendation [rule 19].

12

13 Chairperson

14 (3) The report of the committee shall be reproduced in the journal.
15 Notwithstanding subs. (1) and (2), the chief clerk shall record in the journal that a
16 bill is reported without recommendation whenever the bill is withdrawn from
17 committee under rule 15 (6) ~~prior to~~ before the committee's vote on the bill.

18 **SECTION 22.** Assembly rule 20 is amended to read:

19 **ASSEMBLY RULE 20. Committee reports concerning proposed rules.** Each
20 committee to which a proposed administrative rule is referred under rule 3 (1) (r)
21 shall submit a report within the review period specified in section 227.19 (4) (b) of
22 the statutes in the form specified in this rule, authenticated by the personal
23 signature of the chairperson or cochairpersons. The report of the committee shall be
24 reproduced in the journal. Whenever a committee schedules a public hearing or
25 meeting with an agency representative concerning a proposed rule, or whenever

1 modifications to a proposed rule are agreed to be made or received, the committee
2 shall submit an interim report. The form of the report ~~shall be~~ is as follows:

3 (1) For standing committees:

4 The committee on reports [and recommends]:

5 Clearinghouse Rule [year]–1

6 AN ORDER of the.... (name of agency) relating to rules concerning....

7 PUBLIC HEARING SCHEDULED.

8 (list date, time, and place of public hearing)

9 Clearinghouse Rule [year]–2

10 AN ORDER of the.... (name of agency) relating to rules concerning....

11 MEETING WITH AGENCY REPRESENTATIVE SCHEDULED.

12 (list date, time, and place of meeting)

13 Clearinghouse Rule [year]–3

14 AN ORDER of the.... (name of agency) relating to rules concerning....

15 MODIFICATIONS TO BE MADE BY AGENCY.

16 Clearinghouse Rule [year]–4

17 AN ORDER of the.... (name of agency) relating to rules concerning....

18 MODIFICATIONS RECEIVED FROM AGENCY.

19 Clearinghouse Rule [year]–5

20 AN ORDER of the.... (name of agency) relating to rules concerning....

21 NO ACTION TAKEN.

22 Clearinghouse Rule [year]–6

23 AN ORDER of the.... (name of agency) relating to rules concerning....

24 Objection: Ayes, 5; Noes, 1; Absent, 1.

25 Clearinghouse Rule [year]–7

1 AN ORDER of the.... (name of agency) relating to rules concerning....

2 No objection: Ayes, 6; Noes, 1.

3

4 Chairperson

5 (2) For the joint committee for review of administrative rules:

6 The joint committee for review of administrative rules reports and
7 recommends:

8 Clearinghouse Rule [year]–8

9 AN ORDER of the.... (name of agency) relating to rules concerning....

10 Concurrence in objection: Ayes, 8; Noes, 1; Absent, 1.

11 Clearinghouse Rule [year]–9

12 AN ORDER of the.... (name of agency) relating to rules concerning....

13 Nonconcurrence in objection: Ayes, 9; Noes, 1.

14

15

16 Cochairpersons

17 **SECTION 23.** Assembly rule 21 is amended to read:

18 **ASSEMBLY RULE 21. Ethics and standards of conduct, special committee**
19 **on.** (1) Any resolution to reprimand, censure, or expel an officer or member of the
20 assembly shall be referred to a special committee on ethics and standards of conduct,
21 convened for the purpose of holding one or more public hearings on the resolution and
22 submitting the committee's recommendation to the assembly. The special committee
23 shall consist of 3 members of the majority party and 3 members of the minority party,
24 appointed as are the members of standing committees.

1 (2) The hearing shall be scheduled as soon as possible, allowing reasonable
2 time to ascertain the facts of the controversy, to furnish a copy of the detailed written
3 charges to the officer or member cited, and to permit that person to prepare a proper
4 defense.

5 (3) At the hearing, the officer or member cited may have the advice of counsel,
6 may offer testimony to mitigate or refute the charges, and may cross-examine any
7 witness testifying in support of the charges.

8 (4) With the consent of the officer or member cited, the committee may vote to
9 close parts of the hearing to the public.

10 (5) Promptly after the conclusion of the hearing, the committee shall return the
11 resolution to the assembly together with a written report containing the committee's
12 recommendation for action on the resolution.

13 (6) Following assembly action on the committee's report, by passage adoption
14 or rejection of the resolution, referral of the resolution to a standing committee, or
15 return of the resolution to its primary author, the special committee on ethics and
16 standards of conduct ~~shall be~~ is discharged.

****NOTE: Resolutions are adopted, bills are passed.

17 **SECTION 24.** Assembly rule 23 is amended to read:

18 **ASSEMBLY RULE 23. Committee on assembly organization.** (2) CORRECTIONS
19 ~~PRIOR TO~~ BEFORE THIRD READING. Any proposal ordered to a 3rd reading shall be
20 examined by the chief clerk for the purpose of correcting grammatical, structural, or
21 other errors in the proposal. The clerk shall call any proposal found to contain errors
22 ~~which~~ that alter its real intent to the attention of the committee on assembly
23 organization and the committee shall report any required corrections to the
24 assembly in the form of amendments. When corrective amendments are reported by

1 the committee, the affected proposal automatically and temporarily reverts to the
2 engrossing stage for the limited purpose of considering the corrective amendment.

3 (3) CORRECTIONS IN ENROLLING. Whenever in the process of enrolling the chief
4 clerk or the legislative reference bureau discovers an error in a proposal ~~which~~ that
5 alters its real intent, ~~this fact~~ the error shall be reported to the committee on
6 assembly organization. If the committee concurs with the judgment of the clerk or
7 bureau, the committee shall ~~introduce~~ offer a joint resolution to recall the proposal
8 for further legislative action.

****NOTE: Joint resolutions are offered; bills are introduced.

9 (4) ENROLLED BILL TO GOVERNOR. On motion of the assembly or by directive of
10 the speaker, any assembly bill ~~which~~ that has been correctly enrolled may be
11 immediately messaged to the office of the governor.

12 **SECTION 25.** Assembly rule 24 is amended to read:

13 **ASSEMBLY RULE 24. Committee on rules.** (1) The committee on rules ~~shall~~
14 ~~consist~~ consists of the speaker, speaker pro tempore, majority leader, assistant
15 majority leader, majority caucus chairperson, minority leader, assistant minority
16 leader, minority caucus chairperson, and 2 members from the majority party and 2
17 members from the minority party appointed by the speaker.

18 (2) The committee shall function both as a standing committee and as a
19 calendar scheduling committee.

20 (a) For all proposals previously reported to the assembly by any standing
21 committee, action of the committee on rules ~~shall be~~ is governed by those
22 requirements and limitations provided in ~~these~~ the assembly rules which pertain to
23 establishing calendars and special orders of business.

1 (b) For all other proposals, action of the committee on rules ~~shall be~~ is governed
2 either by the rules for establishing calendars and special orders or by the rules ~~which~~
3 that apply to the consideration of proposals by standing committees.

4 (3) Whenever a proposal has been referred to the committee on rules, after
5 having been reported to the assembly by another standing committee, the committee
6 may:

7 (a) If the proposal should have been referred to a joint survey committee or the
8 joint committee on finance, but was not so referred or is a senate proposal that, if it
9 were an assembly proposal, should have been so referred, return the proposal to the
10 speaker for referral.

****NOTE: The change requires the assembly to comply with statutory provisions
regarding survey committees and joint finance even if the senate did not.

11 (b) If the proposal is not referred under par. (a), refer the proposal to an
12 appropriate order on a calendar dated at least 2 days after ~~such~~ the referral.

13 (4) Notwithstanding sub. (3) (b), any proposal in the committee on rules in the
14 final week of the ~~regularly scheduled~~ last general-business floorperiod in the
15 even-numbered year may be placed on any calendar for that floorperiod.

****NOTE: Clarifies which floorperiod this rule applies to when the legislature
creates a limited-business floorperiod in April or May of the even-numbered year.

16 (5) Any veto referred to committee may be referred by the committee on rules
17 to a calendar of a regularly scheduled floorperiod or veto review session.

18 **SECTION 26.** Assembly rule 24 (6) is created to read:

19 Assembly Rule 24 (6) The committee on rules shall review each executive
20 budget bill introduced under section 16.47 (1) of the statutes, and each substitute
21 amendment offered to it, to determine if it contains policy items. If the committee

determines that it contains policy items, the committee shall offer an amendment deleting the policy items.

SECTION 27. Assembly rule chapter 3 (title) is amended to read:

CHAPTER 3:

DAILY SESSIONS

SECTION 28. Assembly rule 25 is amended to read:

ASSEMBLY RULE 25. Admission to the floor of the assembly. Members of the legislature, elected state officers, and only the following other persons, shall be admitted to the assembly floor within guidelines determined by the speaker during any session or for one-half hour before and immediately after any session. However, none of the following listed persons ~~shall have~~ has the privilege of the floor if registered as a lobbyist or directly or indirectly engaged in defeating or promoting any legislation before the assembly:

(1) The members of ~~congress~~ Congress, justices of the supreme court, and former members of the legislature.

(2) The elected officers of the assembly and those delegated by them to perform functions in or about the chambers.

(3) Representatives of news media that regularly publish or broadcast reports available to the general public who are actively engaged in reporting the proceedings of the assembly, except that during the sessions of the assembly the privilege ~~shall extend~~ extends only to the designated press area.

(4) Any person invited onto the floor by the presiding officer or by action of the assembly.

(5) Contestants for disputed assembly seats have the privilege of the assembly floor, but only when the question before the assembly involves the disputed election.

1 **SECTION 29.** Assembly rule 26 is amended to read:

2 **ASSEMBLY RULE 26. Conduct in the chamber.** (1) The presiding officer shall
3 preserve order, decorum, and quiet on and about the assembly floor during sessions.

4 (2) While the presiding officer is addressing the assembly or submitting a
5 question, ~~no a member shall~~ may not cross or leave the floor. While a member is
6 speaking, ~~no other a member shall~~ may not walk between the speaking member and
7 the presiding officer.

8 (3) ~~No~~ A person may not read any printed newspaper on the assembly floor or
9 in the visitor galleries while the assembly is in session.

10 (4) ~~No~~ A person may not consume food on the assembly floor or in the visitor
11 galleries.

12 (5) ~~No~~ A person may not smoke on the assembly floor or in the visitor galleries.

13 (6) (a) Except as provided in par. (b), ~~no~~ person may not use a 2-way commercial
14 mobile radio service, (such as a cellular telephone or personal communications
15 service), device in the assembly chamber, other than in the parlor, lobbies, offices of
16 the speaker, majority leader, and minority leader, and hallways.

17 (b) Paragraph (a) does not apply to:

18 1. A member of the capitol police or a law enforcement officer.

19 2. The assembly sergeant at arms or a person acting at his or her direction.

20 3. A person authorized by motion of the speaker adopted by majority vote of the
21 members present and voting.

22 (7) ~~No~~ A person, ~~except other than~~ a person specified in rule 25 (3), may not
23 possess or use in the assembly chamber a microphone designed to pick up
24 conversation more than 10 feet away from the microphone.

25 **SECTION 30.** Assembly rule 27 is amended to read:

1 ASSEMBLY RULE 27. **Absences and leaves.** No A member may not be absent
2 from any daily session without a leave of absence. One member may request a leave
3 for another.

4 SECTION 31. Assembly rule 28 is amended to read:

5 ASSEMBLY RULE 28. **Hour for convening.** Unless a different hour is prescribed
6 by law, resolution, or motion, the assembly, upon a simple motion to adjourn, shall
7 convene at 9 a.m. on the next legislative day; except that if ~~such~~ the day is the first
8 legislative day of any week, the hour of convening ~~shall be~~ is 10 a.m.

9 SECTION 32. Assembly rule 29 is amended to read:

10 ASSEMBLY RULE 29. **Assembly calendar.** The assembly's calendars shall be
11 prepared by the chief clerk under the supervision of the committee on rules.

12 (1) Each calendar shall be dated, shall list all regular orders of business
13 specified in rule 31, and shall list under the proper order of business the proposals
14 referred to such calendar by the presiding officer, by the committee on rules, or by
15 action of the assembly, and any other business placed on the calendar under ~~these~~
16 the assembly rules in the sequence in which referred to the calendar.

17 (a) For each proposal, the calendar shall show the name of the author and of
18 any coauthors or cosponsors, and the full text of the proposal's relating clause.

19 (b) For each motion for reconsideration, the calendar shall show the name of
20 the maker of the motion.

21 (c) For every proposal before the assembly for 2nd reading, the calendar shall
22 set forth all pending committee reports in chronological order.

23 (d) Following the regular orders of business, each calendar shall list all special
24 orders of business ~~which~~ that, at the time the calendar is compiled, have been
25 scheduled by the assembly.

1 (2) Unless otherwise ordered by the committee on rules, calendars shall be
2 prepared for every day of each regularly scheduled floor period excluding Saturdays,
3 Sundays, and legal holidays.

4 (3) A calendar, except a calendar for a Saturday, Sunday, or state holiday
5 specified in s. 230.35 (4) (a) of the statutes, shall be provided to each member at least
6 18 hours before the calendar is to be acted upon.

7 (4) Unless otherwise ordered, after completion of the 4th order of business on
8 the calendar for the current date, and ~~prior to~~ before consideration of the 5th and
9 succeeding orders on that calendar, unfinished matters entered under orders of
10 business on previous calendars shall be taken up and completed in order by order of
11 business and calendar date.

12 **SECTION 33.** Assembly rule 30 is amended to read:

13 **ASSEMBLY RULE 30. Call of the roll; quorum.** (1) The call of the roll to record
14 attendance shall be taken in the same manner as a roll call vote. A list of those
15 present and absent shall be entered in the journal. A member who arrives late may,
16 with the approval of the assembly, be recorded as present.

17 (2) Unless otherwise required by the state constitution, a majority of the
18 current membership constitutes a quorum for the transaction of business.

19 (3) A number smaller than a majority of the current membership may, however,
20 adjourn the assembly or compel the attendance of absent members.

21 **SECTION 34.** Assembly rule 31 is amended to read:

22 **ASSEMBLY RULE 31. Regular orders of business.** Following any opening
23 prayer and salute to the flag, the regular orders of business ~~shall be~~ are as follows:

24 (1) FIRST ORDER. Call of the roll.

25 (2) SECOND ORDER. Introduction, first reading, and reference of proposals.

(3) THIRD ORDER. Committee reports and subsequent reference of proposals.

(4) FOURTH ORDER. Messages from the senate, and other communications.

(5) FIFTH ORDER. Consideration of conference committee reports and vetoes.

(6) SIXTH ORDER. Consideration of senate action on proposals approved by the assembly.

(7) SEVENTH ORDER. Consideration of motions for reconsideration of passage, indefinite postponement, concurrence, or nonconcurrence.

(8) EIGHTH ORDER. Consideration of resolutions.

(9) NINTH ORDER. Third reading of assembly proposals.

(10) TENTH ORDER. Third reading of senate proposals.

(11) ELEVENTH ORDER. Second reading and amendment of assembly proposals.

(12) TWELFTH ORDER. Second reading and amendment of senate proposals.

(13) THIRTEENTH ORDER. Motions may be offered.

(14) FOURTEENTH ORDER. Announcements.

(15) FIFTEENTH ORDER. Adjournment.

SECTION 35. Assembly rule 32 is amended to read:

ASSEMBLY RULE 32. Variations in the regular order; special orders. The regular order of business may be interrupted or changed under the following conditions:

(1) At the discretion of the presiding officer, at any time during the session except while the assembly is voting, but only under the following conditions:

(a) Messages from the senate or from the governor may be received and read, and any proposal referenced in such the messages ~~which~~ that is a senate proposal initially received for consideration of the assembly shall be referred and any other

1 proposals referenced in ~~such~~ the messages shall be taken up immediately unless
2 referred by the presiding officer to a standing committee or to the calendar;

3 (b) Proposals may be introduced, or offered, and referred when a report,
4 showing the number and relating clause of the proposals introduced or offered for
5 ~~introduction~~ and the speaker's referral of each such proposal, has been provided to
6 the members; or

7 (c) Proposals reported by one committee may be given subsequent reference to
8 another committee or may be referred to the calendar when a report, showing the
9 number and relating clause of such proposals and the speaker's subsequent referral
10 of each such proposal, ~~has been~~ is provided to the members.

11 (2) When the assembly is scheduled to meet in joint convention with the senate,
12 the presiding officer may interrupt business to await the arrival of the senate. When
13 the senate arrives, the assembly sergeant at arms shall announce ~~such~~ the arrival
14 to the presiding officer. The president of the senate or, in the president's absence, the
15 speaker of the assembly shall preside over any joint convention. The assembly chief
16 clerk shall act as the chief clerk of the joint convention.

17 (3) Whenever any proposal has been made a special order of business, the
18 assembly shall proceed to the special order at the designated time.

19 (a) Special orders ~~shall~~ have precedence over the regular orders of business and
20 shall be considered in chronological order.

21 (b) The priority and sequence of special orders ~~shall~~ are not be lost either by
22 adjournment or by recess.

23 (c) Whenever one special order is under consideration, the arrival of the
24 scheduled time for another special order ~~shall~~ does not interrupt the discussion of the
25 special order ~~then~~ under consideration.

1 (4) Whenever the regular order is interrupted for any purpose it shall be
2 resumed at the point of interruption or as provided in rule 29 (4).

3 SECTION 36. Assembly rule 33 is amended to read:

4 ASSEMBLY RULE 33. **Resolutions for special orders of business.** At any time
5 after a proposal ~~has been~~ is placed on a calendar or referred to or introduced or
6 offered by the committee on rules, that committee may offer a resolution making the
7 proposal a special order of business at a time and on a date specified in the resolution.
8 A single resolution may ~~be used to~~ make several proposals special orders of business.

9 (1) Any such resolution may limit the time for debate on the proposal or
10 proposals involved.

11 (a) The majority leader and the minority leader or their designees, respectively,
12 shall serve as floor managers for the proponents and for the opponents of each such
13 proposal.

14 (b) Within the time limits established by ~~such~~ the resolution, the floor
15 managers shall allocate debate time among the members of their respective sides.
16 The floor managers shall inform the speaker of the names of members to be
17 recognized in debate.

18 (2) A resolution offered by the committee on rules to make a proposal a special
19 order of business is not amendable.

20 (3) Any resolution offered by the committee on rules to make a proposal a
21 special order is privileged and may be received under any order of business. Such
22 a resolution shall be taken up and acted upon immediately, ahead of all other
23 proposals ~~then pending~~. The question before the assembly ~~shall be~~ is adoption of the
24 resolution. The only motion in order with regard to any such resolution is the motion

1 to reject. Debate on the questions of adoption and rejection ~~shall be~~ is limited to 5
2 minutes each.

3 (4) Any special order created by adoption of a resolution under this rule shall
4 be taken up at the time indicated in the resolution or 12 hours following its adoption,
5 whichever is later. Any motion to reconsider an action on ~~such~~ the special order shall
6 be taken up immediately unless a different time is set by ~~majority~~ vote of a majority
7 of the members present and voting for a specific motion to reconsider. The motion
8 to advance the proposal to its 3rd reading and the motion to message the proposal
9 to the other house may be adopted by a majority of the members present and voting.

****NOTE: Clarifies what type of majority is needed.

10 (5) If ordered to a 3rd reading, any proposal made a special order under this
11 rule shall appear as a continuing special order of business on the calendar for the 2nd
12 legislative day after ~~such~~ the order. Any such continuing special order shall be listed
13 by the time and date of the original order and ~~shall take~~ takes precedence over all
14 other ~~measures which~~ proposals that appear on the same calendar except continuing
15 special orders of an earlier time and date.

16 (6) Any resolution under this rule must be provided to the members before
17 action is taken thereon.

18 (7) If any bill ~~which~~ that is introduced in the assembly or senate under section
19 227.19 (5) (e) or 227.26 (2) (f) of the statutes is not advanced to a 2nd reading within
20 40 days ~~of~~ after the date of referral to an assembly standing committee, the
21 committee on rules shall ~~introduce~~ offer a resolution to make the bill a special order
22 of business. This subsection does not apply if the bill is introduced within 40 days
23 ~~of~~ after the time at which ~~no~~ further proposals may not be introduced or offered in
24 the regular session under joint rule 83 (2).

1 **SECTION 37.** Assembly rule chapter 4 (title) is amended to read:

2 **CHAPTER 4:**

3 **GENERAL PROCEDURES ON PROPOSALS**

4 **AND RELATED MATTERS**

5 **SECTION 38.** Assembly rule 34 is amended to read:

6 **ASSEMBLY RULE 34. Chief clerk receives matters addressed to the**
7 **assembly.** (1) The chief clerk shall receive all proposals, amendments, petitions,
8 committee reports, citations under rules 96 and 97, proposals by administrative
9 agencies under rule 13 (2), communications, and all other matters addressed to the
10 assembly and shall dispose of them in accordance with ~~these~~ the assembly rules and
11 the joint rules.

12 (2) ~~Such matters~~ Matters shall be kept in the sequence received and, if
13 required, be read by the chief clerk under the appropriate order of business in such
14 sequence.

15 **SECTION 39.** Assembly rule 35 is amended to read:

16 **ASSEMBLY RULE 35. Proposals, amendments, and reports to be provided**
17 **before debate.** (1) ~~No~~ A proposal, conference committee report, or veto, except a
18 resolution under rule 33 or 43, may not be considered until it has been made available
19 to the members for at least 24 hours excluding Saturdays, Sundays, and legal
20 holidays. If the rules are suspended for the consideration of any proposal before it
21 is available, the proposal shall be read at length at least once before its final passage
22 or final adoption and concurrence.

23 (2) When an amendment has not been provided to the members, the
24 amendment shall be read at length to the membership by the chief clerk before the
25 presiding officer states the question of its adoption to the assembly.

1 (3) When a fiscal estimate for, or joint survey committee report on, a ~~proposal~~
2 bill has not been provided to the members, the chief clerk shall read the estimate or
3 report to the membership ~~prior to~~ before consideration of the ~~proposal bill~~ by the
4 assembly.

5 **SECTION 40.** Assembly rule 36 is amended to read:

6 **ASSEMBLY RULE 36. Clerical corrections to proposals or amendments.** (1)

7 The chief clerk and the legislative reference bureau shall:

8 (a) Correct clerical errors in proposals or amendments, such as errors in
9 spelling, grammatical structure, the improper use of a word, and wrong numbering
10 or referencing.

11 (b) Insert any missing enacting or enabling clause in any proposal before its
12 passage or final adoption and concurrence if the same has been omitted.

13 (c) When necessary, make technical corrections in the title of any proposal so
14 that it shows the any sections affected and the subject to which the proposal relates,
15 mentioning appropriations, penalties, or rule-making authority if the proposal
16 relates to such matters.

17 (2) The chief clerk shall enter any correction made under this rule in the history
18 file for the proposal.

19 **SECTION 41.** Assembly rule 37 is amended to read:

20 **ASSEMBLY RULE 37. Petitions and other documents.** (1) Any petition
21 presented to the assembly shall be delivered to the chief clerk and shall be recorded
22 in the journal by number, subject matter, name of the member by whom ~~introduced~~
23 presented, and name of the communicating person or organization. The presiding
24 officer may refer any petition to a committee for disposition.

(2) All other documents presented to the assembly shall be delivered to the chief clerk who shall, if directed to do so by the presiding officer, state the subject matter of each document, the name of the member by whom it was delivered, and the name of the communicating person or organization. The presiding officer may refer ~~such~~ the documents to a committee for disposition. All communications among ~~such~~ the documents may be reproduced in the journal when so directed by the presiding officer or by order of the assembly.

SECTION 42. Assembly rule 38 is amended to read:

ASSEMBLY RULE 38. **Assembly publications and copying.** All assembly publications and copying shall conform to legislative rules or be as determined by the committee on assembly organization or the joint committee on legislative organization.

SECTION 43. Assembly rule chapter 5 (title) is amended to read:

CHAPTER 5:

OFFERING, INTRODUCTION, AND DISPOSITION OF PROPOSALS

SECTION 44. Assembly rule 39 is amended to read:

ASSEMBLY RULE 39. **Introduction and offering of proposals.** (1) Except as otherwise provided in joint rule 83 (2), any member or standing committee may introduce or offer proposals ~~for introduction~~ in the assembly on any day of the biennial legislative session.

(2) Any proposal introduced or offered ~~for introduction~~ shall have been prepared by the legislative reference bureau and shall conform to the legislative rules and laws governing form.

1 (3) ~~No~~ A proposal may not be received for introduction or to be offered if changes
2 have been made in the 3-copy set prepared by the legislative reference bureau.

3 (4) (a) Proposals shall be submitted to the office of the chief clerk for
4 introduction or to be offered.

5 (b) The chief clerk shall prepare a report containing the number, relating
6 clause, and authors of each proposal to be introduced or offered. The report shall be
7 presented to the speaker for referral under rule 42.

8 (c) The speaker shall refer a properly jacketed proposal within 7 working days
9 after the office of the chief clerk receives the proposal for introduction or to be offered
10 or on the final legislative day of the last ~~scheduled~~ general-business floorperiod
11 preceding the veto review session, whichever is earlier. The chief clerk shall publish
12 the referral in the first journal published after the referral is made.

****NOTE: Clarifies which floorperiod this rule applies to when the legislature
creates a limited-business floorperiod in April or May of the even-numbered year.

13 **SECTION 45.** Assembly rule 40 is amended to read:

14 **ASSEMBLY RULE 40. Readings of bills.** ~~Except as further provided in this rule:~~

15 (1) Every assembly bill, and every senate bill received by the assembly for
16 consideration, shall receive a reading on each of 3 separate and nonconsecutive
17 legislative days under the appropriate order of business designated in rule 31.

18 (2) Unless otherwise ordered, each ~~such~~ reading shall consist of reading the
19 relating clause in the bill's title or on first reading be as provided in rule 42 (2) or (3).

20 **SECTION 46.** Assembly rule 41 is amended to read:

21 **ASSEMBLY RULE 41. Readings of resolutions.** (1) Except as further provided
22 in subs. (2) and (3), any assembly joint resolution or resolution, and any senate joint
23 resolution received by the assembly for consideration, shall receive a reading on each

1 of 2 separate and nonconsecutive legislative days under the appropriate order of
2 business designated in rule 31. Unless otherwise ordered, each ~~such~~ reading shall
3 consist of reading the relating clause in the resolution's title or on first reading be as
4 provided in rule 42 (2) or (3).

5 (2) Any ~~such~~ joint resolution proposing a change in the constitution of this state
6 or the ratification of an amendment to the constitution of the United States shall be
7 given 3 separate readings as provided for bills in rule 40.

8 (3) Any privileged resolution or joint resolution shall be treated as provided in
9 rules 33 and 43.

10 **SECTION 47.** Assembly rule 42 is amended to read:

11 **ASSEMBLY RULE 42. First reading and reference of proposals.** (1) Upon the
12 introduction or offering of any proposal in the assembly, or the initial receipt of a
13 senate proposal for consideration in the assembly, ~~such~~ the proposal shall be read for
14 the first time.

15 (a) Any proposal that requires 2 or more readings shall be referred by the
16 presiding officer to committee, or to the calendar for the 2nd legislative day following
17 the referral, or to the committee on rules. The presiding officer shall refer a senate
18 proposal within 7 working days after the office of the chief clerk receives the proposal
19 from the senate or on the final legislative day of the last general-business floorperiod
20 preceding the veto review session, whichever is earlier. The chief clerk shall publish
21 the referral in the first journal published after the referral is made.

****NOTE: Specifies the time by which senate proposals must be referred.

****NOTE: Clarifies which floorperiod this rule applies to when the legislature
creates a limited-business floorperiod in April or May of the even-numbered year.

22 (b) The presiding officer may refer any ~~proposal~~ bill that requires referral to
23 more than one joint survey committee simultaneously to several or all of the joint

1 survey committees. The presiding officer may refer any bill that requires referral to
2 one or more joint survey committees simultaneously to several or all of the joint
3 survey committees and to an assembly committee.

****NOTE: Permits simultaneous referral to joint survey committees and to a standing committee of the assembly.

4 (c) The presiding officer may refer any ~~budget bill offered under section 16.47~~
5 ~~of the statutes~~ simultaneously to the joint committee on finance and to the
6 appropriate joint survey committees.

****NOTE: Permits simultaneous referral of any bill, not just the budget bill, to joint survey committees and to the joint committee on finance.

7 (2) On any legislative day when a report, showing the number and relating
8 clause of proposals introduced or ~~offered for introduction~~ together with the speaker's
9 referral, ~~has been~~ is provided to the members ~~prior to~~ before the 2nd order of business
10 for assembly proposals or the 4th order of business for senate proposals, such
11 provision ~~shall serve~~ serves as the first reading and the announcement of the referral
12 of ~~such~~ the proposals, and the content of the report shall be entered in the daily
13 journal under the appropriate order of business.

14 (3) (a) Beginning on inauguration day and on any day of the regular biennial
15 session period, proposals may be introduced or offered and referred by the speaker
16 if ~~such~~ the action is not in conflict with any limitations imposed by the session
17 schedule or otherwise agreed to by both houses.

18 (b) Whenever the introduction or offering and referral of an assembly proposal
19 or the receipt and referral of a senate proposal occurs on a day on which the assembly
20 does not meet, the chief clerk shall record in the journal the appropriate information
21 concerning the proposal and ~~such~~ the recording ~~shall constitute~~ constitutes the
22 proposal's first reading.

1 (c) Within 5 working days after initial referral by the speaker under sub. (1) (a)
2 to a committee, the speaker, with consent of the chairperson and notwithstanding
3 rule 15, may withdraw any bill, joint resolution, or resolution from the standing
4 committee to which it is was initially referred and rerefer it to another standing
5 committee or to a special committee. Rereferral under this rule may not be used to
6 satisfy section 13.093 (1) of the statutes.

7 **SECTION 48.** Assembly rule 42 (1) (ad) and (am) are created to read:

8 **ASSEMBLY RULE 42 (1) (ad)** All bills introduced in the assembly which by any
9 statute require reference to a particular committee shall be so referred upon first
10 reading and all senate bills when received from the senate shall be so referred upon
11 first reading except where the senate record on the bill discloses that the statutory
12 requirement has been satisfied by reference to that committee in the senate.

***NOTE: This based on is Senate Rule 36 (2) (a).

13 (am) Notwithstanding par. (ad), the presiding officer may refer any bill that
14 pertains only incidentally to a matter of concern to a joint survey committee directly
15 to the committee appropriate to the major substance of the bill, and in that case shall
16 direct the appropriate joint survey committee to prepare its report on the bill while
17 that bill is in the possession of the other committee. This rule does not suspend the
18 requirement that the report of the appropriate joint survey committee must be
19 received before the bill is given its 2nd reading.

***NOTE: Senate Rule 36 (2) (c).

20 **SECTION 49.** Assembly rule 46 (2m) is created to read:

21 **Assembly Rule 46 (2m)** If the committee on rules, under rule 24 (6), determines
22 that an executive budget bill contains policy items, the assembly may not order the
23 bill engrossed until it adopts or rejects the amendment offered under rule 24 (6).

****NOTE: Together with assembly rule 24 (6), this rule requires that the assembly consider an amendment to the budget bill deleting policy items.

1 **SECTION 50.** Assembly rule 43 is amended to read:

2 **ASSEMBLY RULE 43. Privileged resolutions.** (1) Any resolution or joint
3 resolution relating to the officers, members, former members, procedures, or
4 organization of the assembly or legislature ~~shall be~~ is privileged in that it may be
5 ~~introduced~~ offered under any order of business by a member who has the floor and
6 ~~may be~~ taken up immediately before all other proposals ~~then pending~~, unless
7 referred by the presiding officer to a standing committee or to the calendar.

8 (2) Any resolution subject to rule 89 ~~which~~ that is referred to the calendar shall
9 be taken up on the 8th order of business on the 2nd legislative day after its
10 ~~introduction~~ it is offered notwithstanding the existence of any unfinished calendars.

11 (3) Any resolution to reprimand, censure, or expel an officer or member of the
12 assembly shall identify the charges against the officer or member cited and shall be
13 referred to the committee on ethics and standards of conduct for review under rule
14 21.

15 **SECTION 51.** Assembly rule 44 is amended to read:

16 **ASSEMBLY RULE 44. Vetoes.** (1) Upon the receipt of a message from the
17 governor that an assembly ~~proposal~~ bill has been vetoed in whole or in part, or of a
18 senate message that the senate has passed a vetoed senate ~~proposal~~ bill or senate
19 proposal vetoed in part, the speaker within 7 working days after the receipt shall
20 refer the veto to the calendar for the 2nd legislative day thereafter, or to the
21 committee on rules for calendar scheduling, or to a standing committee for review
22 and report.

****NOTE: Specifies the time by which vetoes must be referred.

1 (2) Notwithstanding the referral of a veto to a standing committee, the
2 committee on rules may schedule the veto for assembly action. When so scheduled,
3 the veto ~~shall be~~ is before the assembly and may be passed notwithstanding the
4 objections of the governor even if the standing committee has not submitted its
5 report.

6 **SECTION 52.** Assembly rule 45 is amended to read:

7 **ASSEMBLY RULE 45. Subsequent reference of proposals.** (1) Whenever a
8 committee reports on a proposal referred to that committee, the speaker shall refer
9 or rerefer the proposal, except as otherwise provided in subs. (2) and (3), to the
10 calendar for the 2nd legislative day thereafter for 2nd reading or to the committee
11 on rules for calendar scheduling or to another standing or special committee, unless
12 it is his or her judgment that reference of the proposal to the joint committee on
13 finance is required by law or rule and the speaker refers the proposal to that
14 committee. On any legislative day when a committee report, showing the speaker's
15 subsequent referrals, has been provided to the members ~~prior to~~ before the 3rd order
16 of business, ~~such~~ the report shall not be read by the chief clerk to the members, but
17 the content of the committee report and the speaker's referrals and rereferrals shall
18 be reproduced in the journal.

19 (2) Any ~~proposal~~ bill originally referred to the joint survey committee on
20 retirement systems as required by law, and subsequently reported to the assembly,
21 shall be referred by the speaker to a standing committee except the committee on
22 rules and shall, when reported by that committee, be referred as provided in sub. (1).

23 (3) Any ~~proposal~~ bill originally referred to the joint survey committee on tax
24 exemptions as required by law, and subsequently reported to the assembly, shall be

1 referred by the speaker either to a standing committee, or to the calendar for the 2nd
2 legislative day thereafter, or to the committee on rules.

****NOTE: What is the reason for the differences in subs. (2) and (3) for the two
survey committees?

3 (4) When a ~~proposal~~ bill, during or after consideration by a standing committee
4 or during consideration by the assembly, is found to be without the report of one or
5 more joint survey committees to which it should have been referred, the ~~proposal~~ bill
6 shall be so referred by the speaker.

7 (5) Beginning on inauguration day and on any day of the regular biennial
8 session period, proposals may be reported by one committee and referred by the
9 speaker to another committee or to the calendar if ~~such~~ the action is not in conflict
10 with any limitations imposed by the session schedule or otherwise agreed to by both
11 houses. Whenever ~~such~~ the referral of a proposal occurs on a day on which the
12 assembly does not meet, the chief clerk shall record in the journal the appropriate
13 information concerning the referral.

14 (6) Except as incidental to calendar scheduling by the committee on rules, the
15 report of a committee of conference may not be referred to committee.

16 **SECTION 53.** Assembly rule 45 (7) is created to read:

17 ASSEMBLY RULE 45 (7) The speaker shall make all referrals and rereferrals
18 under this ~~section~~ rule within 7 working days after the receipt of the report by the
19 chief clerk.

****NOTE: Specifies the time by which subsequent referrals of proposals must be
made.

20 **SECTION 54.** Assembly rule 46 is amended to read:

1 **ASSEMBLY RULE 46. Second reading and amendment of proposals.** (1) The
2 purpose of the 2nd reading stage is to consider amendments and perfect the form and
3 content of proposals.

4 (2) After a proposal receives its 2nd reading, the assembly shall consider every
5 amendment to the proposal recommended in the latest committee report on the
6 proposal and any additional amendments offered after ~~such~~ the report unless
7 precluded from consideration under rule 55 (3). If there is ~~no~~ not a committee report,
8 all amendments shall be considered unless precluded from consideration under rule
9 55 (3).

10 (3) Following action on all pending amendments to an assembly bill, or to an
11 assembly joint resolution proposing a change in the state or U.S. constitution, and
12 the failure of any motion to indefinitely postpone ~~such~~ the proposal, the question
13 ~~shall be~~ is: "Shall the proposal be ordered engrossed and read a 3rd time?"

14 (4) Following action on all pending assembly amendments to a senate bill, or
15 to a senate joint resolution proposing a change in the state or U.S. constitution, and
16 the failure of any motion for nonconcurrence, the question ~~shall be~~ is: "Shall the
17 proposal be ordered to a 3rd reading?"

18 (5) Proposals ordered to a 3rd reading shall be placed on the calendar for the
19 2nd legislative day thereafter under the appropriate 3rd reading order of business.

20 **SECTION 55.** Assembly rule 47 is amended to read:

21 **ASSEMBLY RULE 47. Main question before assembly.** (1) When the assembly
22 acts upon the recommendation of a standing committee, the main question shall
23 conform to the recommendation of the committee.

24 (2) When the committee recommendation is adverse or when a motion for
25 adverse disposition is offered from the floor, and an amendment is subsequently

1 offered and adopted, or revived and adopted, the main question on the proposal shall
2 be stated in the affirmative.

3 (3) When the assembly fails to adopt an adverse committee recommendation,
4 the main question shall ~~then~~ be stated in the affirmative.

5 (4) When there is ~~no~~ not a standing committee report or a standing committee
6 reports a proposal "without recommendation" under rule 19, the main question shall
7 be stated in the affirmative.

8 **SECTION 56.** Assembly rule 48 is amended to read:

9 **ASSEMBLY RULE 48. Third reading and decisions on proposals.** (1) The
10 purpose of the 3rd reading stage is to make a final decision on each proposal requiring
11 3 readings ~~which~~ that is submitted to the assembly.

12 (2) Following the 3rd reading of any bill or of any joint resolution proposing a
13 change in the state or U.S. constitution, and the failure of any motion to indefinitely
14 postpone, reject, or nonconcur, the question on assembly bills ~~shall be~~ is "Shall the
15 bill be passed?", on assembly joint resolutions ~~shall be~~ is "Shall the joint resolution
16 be adopted?"; and on senate proposals ~~shall be~~ is "Shall the proposal be concurred
17 in?".

18 **SECTION 57.** Assembly rule 49 is amended to read:

19 **ASSEMBLY RULE 49. Adverse and final disposition.** (1) Unless reconsidered
20 under rule 73, a proposal, or an amendment as it affects a proposal, is adversely and
21 finally disposed of for the biennial session of the legislature by any of the following
22 results:

23 (a) Indefinite postponement (assembly bills).

24 (b) Rejection (assembly amendments, assembly resolutions, and assembly joint
25 resolutions).

(c) Nonconcurrence (senate bills and senate joint resolutions).

(d) Failure to be ordered engrossed (assembly bills).

(e) Failure to be ordered to a 3rd reading (senate bills).

(f) Failure of passage (assembly bills).

(g) Failure of concurrence (senate bills and joint resolutions).

(h) Failure to pass notwithstanding the objections of the governor.

(2) Once an assembly proposal has been adversely disposed of, another assembly proposal identical or substantially similar in nature, but not more limited in scope, shall not be considered by the assembly in that biennial session.

SECTION 58. Assembly rule 50 is amended to read:

ASSEMBLY RULE 50. Messaging to the senate. (1) Each proposal ~~which~~ that passes or is adopted after a 3rd reading, and each senate proposal adversely disposed of by the assembly, shall be transmitted to the senate immediately after any motion to reconsider ~~such~~ the passage, adoption, or adverse disposition ~~has failed~~ fails or the time for making ~~such~~ the motion ~~has expired~~ expires, together with a certified report of the assembly's action.

(2) Immediately following adoption of a conference report on a senate proposal, the passage of an assembly bill notwithstanding the objections of the governor, or assembly action on a vetoed senate bill, ~~such~~ the proposal shall be transmitted to the senate together with a certified report of the assembly's action.

SECTION 59. Assembly rule 51 is amended to read:

ASSEMBLY RULE 51. Enrolling; further consideration. Enrolled proposals may only be recalled for further action by a joint resolution.

SECTION 60. Assembly rule chapter 6 (title) is amended to read:

CHAPTER 6: AMENDMENTS

1 **SECTION 61.** Assembly rule 52 is amended to read:

2 **ASSEMBLY RULE 52. Offering amendments.** (1) Amendments to proposals
3 may be offered ~~during the period of time following~~ after introduction of and preceding
4 a decision on the proposal at the end of the 2nd reading stage, and as authorized by
5 rule 73 (9).

6 (2) Amendments to amendments may be offered, but amendments in the 3rd
7 degree ~~shall~~ may not be accepted.

8 (a) A substitute amendment, if adopted, takes the place of the original proposal;
9 therefore, an amendment to a simple amendment to a substitute amendment is in
10 order.

11 (b) Solely for the purpose of amending, senate amendments presented to the
12 assembly for concurrence are treated like proposals; therefore, an amendment to a
13 simple amendment to a senate amendment is in order.

14 (3) Every amendment received by the chief clerk shall be provided as provided
15 by the assembly rules.

16 **SECTION 62.** Assembly rule 53 is amended to read:

17 **ASSEMBLY RULE 53. Drafting of amendments.** Except as authorized in sub.
18 (2), amendments shall be drafted by the legislative reference bureau before being
19 offered for consideration to the assembly, or to any committee by a person other than
20 a member thereof. ~~No~~ An amendment prepared by the legislative reference bureau
21 may not be received for consideration if changes have been made in the 5-copy set
22 prepared by the bureau. Amendments may be deposited at the chief clerk's office on
23 any day of the legislative session for the purpose of allowing them to be provided ~~prior~~
24 to before the 2nd reading stage for the proposals to which the amendments pertain.

1 (1) Every amendment shall show the number of the bill or resolution it proposes
2 to amend. The name of each member or committee sponsoring the amendment shall
3 be entered in the history file for the bill. The chief clerk shall number amendments
4 in the order received.

5 (2) When a proposal is under active consideration by an assembly committee
6 or by the assembly on 2nd reading, floor amendments may be drafted by members
7 as provided by the chief clerk.

8 (3) Whenever a floor amendment on a form is adopted in committee, the
9 chairperson shall forward a copy to the legislative reference bureau for review and
10 redrafting. When the version of the amendment drafted by the legislative reference
11 bureau is in satisfactory form, the chairperson shall deposit it in the chief clerk's
12 office and the clerk shall substitute it for the original version.

13 (4) Whenever a floor amendment is offered to the assembly during the 2nd
14 reading stage of a proposal, the chief clerk shall immediately transmit one copy to
15 the legislative reference bureau for review and redrafting.

16 (a) With the consent of the principal author of a floor amendment, the version
17 of the amendment drafted by the legislative reference bureau shall be substituted
18 for the floor amendment if it has not yet been taken up by the assembly, or if it has
19 failed to be adopted.

20 (b) Following the commencement of debate on any floor amendment the
21 principal author may request permission to substitute the version of the amendment
22 drafted by the legislative reference bureau for the version provided or read to the
23 membership by the chief clerk. Unless ~~such~~ the permission is requested and granted,
24 the substantive text of any floor amendment adopted by the assembly ~~shall remain~~
25 remains as provided or read to the membership by the chief clerk, but the legislative

1 reference bureau shall prepare a copy ~~which~~ that incorporates any nonsubstantive,
2 technical corrections required by rule 36.

3 **SECTION 63.** Assembly rule 54 is amended to read:

4 **ASSEMBLY RULE 54. Germaneness of assembly amendments.** (1) General
5 statement: The assembly ~~shall~~ may not consider any assembly amendment or
6 assembly substitute amendment ~~which~~ that relates to a different subject or is
7 intended to accomplish a different purpose than that of the proposal to which it
8 relates or ~~which, if adopted and passed, would require a relating clause for the~~
9 ~~proposal which is substantially different from the proposal's original relating clause~~
10 ~~or which~~ that would totally alter the nature of the proposal.

****NOTE: This rule is changed to delete the provision specifying that an amendment is nongermane if it would require a relating clause for the proposal which is substantially different from the proposal's original relating clause.

This provision causes a drafting conflict with Joint 52 (1) "The title of all bills shall state, in the fewest words practicable, the subject to which the bill relates and shall be drawn up in one of the following forms or a form similar to one of the following forms:"

Often the LRB can not follow the intent of both of these rules at the same time. If the relating clause on the bill states in the fewest words practicable that the bill relates to income taxes and the substitute amendment treats only a portion of the provisions in the bill, the relating clause of the substitute amendment will be much longer. For example, administration of and deductions under the income tax.

In addition, the stricken language is a test based solely on form, rather than substance. The other germaneness tests are based on substance, rather than form. Therefore, a bill that clearly meets all the other tests to be germane can be not germane under this language. However, if a presiding officer would rule that all the germaneness tests are to be balanced with each other and the predominating tests control, rather than rule that a proposal violating any one of the tests is nongermane, this issue would go away without striking the language.

The senate removed this language from its rules several sessions ago.

11 (2) Procedure: The presiding officer shall rule on the admissibility of any
12 assembly amendment or assembly substitute amendment when the question of
13 germaneness is raised, but any such question ~~shall~~ is not be in order once ~~an~~ the
14 amendment ~~has been~~ is adopted.

15 (3) Assembly amendments ~~which~~ that are not germane include: